

PCT

REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

International Application No.: PCT/FR03/02712
International Filing Date: September 15, 2003
Name of receiving Office and "PCT International Application"
Applicant's or agent's file reference (if desired) (12 characters maximum) POLYTOP

Box No. I TITLE OF INVENTION CHIMERIC RECOMBINANT PROTEIN AND IN VITRO DIAGNOSIS	
Box No. II APPLICANT <input type="checkbox"/> This person is also inventor	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.) bioMérieux Département Propriété Industrielle Chemin de l'Orme 69280 MARCY L'ETOILE	Telephone No. 04.78.87.53.28 Facsimile No. 04.78.87.21.16 Teleprinter No. Applicant's registration No. with the Office
State (that is, country) of nationality: FR	State (that is, country) of residence: FR
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input checked="" type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.) LETOURNEUR Odile 6 allée Buffon 69110 SAINTE FOY LES LYON	This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.) Applicant's registration No. with the Office
State (that is, country) of nationality: FR	State (that is, country) of residence: FR
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<input type="checkbox"/> Further applicants and/or (further) inventors are indicated on a continuation sheet.	
Box No. IV AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE	
The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as: <input checked="" type="checkbox"/> agent <input type="checkbox"/> common representative	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.) BioMérieux Mademoiselle DENJEAN Frédérique Département de la Propriété Industrielle Chemin de l'Orme 69280 MARCY L'ETOILE FRANCE	Telephone No. 04.78.87.7570 Facsimile No. 04.78.87.21.16 Teleprinter No. Agent's registration No. with the Office
<input type="checkbox"/> Address for correspondence: Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.	

Box No. V DESIGNATION OF STATES Mark the applicable check-boxes below; at least one must be marked.

The following designations are hereby made under Rule 4.9(a):

Regional Patent

- ☒ **AP ARIPO Patent:** GH Ghana, GM Gambia, KE Kenya, LS Lesotho, MW Malawi, MZ Mozambique, SD Sudan, SL Sierra Leone, SZ Swaziland, TZ United Republic of Tanzania, UG Uganda, ZM Zambia, ZW Zimbabwe, and any other State which is a Contracting State of the Harare Protocol and of the PCT (if other kind of protection or treatment desired, specify on dotted line) _____
- ☒ **EA Eurasian Patent:** AM Armenia, AZ Azerbaijan, BY Belarus, KG Kyrgyzstan, KZ Kazakhstan, MD Republic of Moldova, RU Russian Federation, TJ Tajikistan, TM Turkmenistan, and any other State which is a Contracting State of the Eurasian Patent Convention and of the PCT
- ☒ **EP European Patent:** AT Austria, BE Belgium, BG Bulgaria, CH & LI Switzerland and Liechtenstein, CY Cyprus, CZ Czech Republic, DE Germany, DK Denmark, EE Estonia, ES Spain, FI Finland, FR France, GB United Kingdom, GR Greece, HU Hungary, IE Ireland, IT Italy, LU Luxembourg, MC Monaco, NL Netherlands, PT Portugal, RO Romania, SE Sweden, SI Slovenia, SK Slovakia, TR Turkey, and any other State which is a Contracting State of the European Patent Convention and of the PCT
- ☒ **OA OAPI Patent:** BF Burkina Faso, BJ Benin, CF Central African Republic, CG Congo, CI Côte d'Ivoire, CM Cameroon, GA Gabon, GN Guinea, GQ Equatorial Guinea, GW Guinea-Bissau, ML Mali, MR Mauritania, NE Niger, SN Senegal, TD Chad, TG Togo, and any other State which is a member State of OAPI and a Contracting State of the PCT (if other kind of protection or treatment desired, specify on dotted line) _____

National Patent (if other kind of protection or treatment desired, specify on dotted line):

- | | | |
|--|---|--|
| <input checked="" type="checkbox"/> AE United Arab Emirates _____ | <input checked="" type="checkbox"/> HR Croatia _____ | <input checked="" type="checkbox"/> OM Oman _____ |
| <input checked="" type="checkbox"/> AG Antigua and Barbuda _____ | <input checked="" type="checkbox"/> HU Hungary _____ | <input checked="" type="checkbox"/> PG Papua New Guinea _____ |
| <input checked="" type="checkbox"/> AL Albania _____ | <input checked="" type="checkbox"/> ID Indonesia _____ | <input checked="" type="checkbox"/> PH Philippines _____ |
| <input checked="" type="checkbox"/> AM Armenia _____ | <input checked="" type="checkbox"/> IL Israel _____ | <input checked="" type="checkbox"/> PL Poland _____ |
| <input checked="" type="checkbox"/> AT Austria _____ | <input checked="" type="checkbox"/> IN India _____ | <input checked="" type="checkbox"/> PT Portugal _____ |
| <input checked="" type="checkbox"/> AU Australia _____ | <input checked="" type="checkbox"/> IS Iceland _____ | <input checked="" type="checkbox"/> RO Romania _____ |
| <input checked="" type="checkbox"/> AZ Azerbaijan _____ | <input checked="" type="checkbox"/> JP Japan _____ | <input checked="" type="checkbox"/> RU Russian Federation _____ |
| <input checked="" type="checkbox"/> BA Bosnia and Herzegovina _____ | <input checked="" type="checkbox"/> KE Kenya _____ | _____ |
| _____ | <input checked="" type="checkbox"/> KG Kyrgyzstan _____ | <input checked="" type="checkbox"/> SC Seychelles _____ |
| <input checked="" type="checkbox"/> BB Barbados _____ | <input checked="" type="checkbox"/> KP Democratic People's Republic of Korea _____ | <input checked="" type="checkbox"/> SD Sudan _____ |
| <input checked="" type="checkbox"/> BG Bulgaria _____ | <input checked="" type="checkbox"/> KR Republic of Korea _____ | <input checked="" type="checkbox"/> SE Sweden _____ |
| <input checked="" type="checkbox"/> BR Brazil _____ | <input checked="" type="checkbox"/> KZ Kazakhstan _____ | <input checked="" type="checkbox"/> SG Singapore _____ |
| <input checked="" type="checkbox"/> BY Belarus _____ | <input checked="" type="checkbox"/> LC Saint Lucia _____ | <input checked="" type="checkbox"/> SK Slovakia _____ |
| <input checked="" type="checkbox"/> BZ Belize _____ | <input checked="" type="checkbox"/> LK Sri Lanka _____ | <input checked="" type="checkbox"/> SL Sierra Leone _____ |
| <input checked="" type="checkbox"/> CA Canada _____ | <input checked="" type="checkbox"/> LR Liberia _____ | <input checked="" type="checkbox"/> SY Syrian Arab Republic _____ |
| <input checked="" type="checkbox"/> CH & LI Switzerland and Liechtenstein _____ | <input checked="" type="checkbox"/> LS Lesotho _____ | <input checked="" type="checkbox"/> TJ Tajikistan _____ |
| <input checked="" type="checkbox"/> CN China _____ | <input checked="" type="checkbox"/> LT Lithuania _____ | <input checked="" type="checkbox"/> TM Turkmenistan _____ |
| <input checked="" type="checkbox"/> CO Colombia _____ | <input checked="" type="checkbox"/> LU Luxembourg _____ | <input checked="" type="checkbox"/> TN Tunisia _____ |
| <input checked="" type="checkbox"/> CR Costa Rica _____ | <input checked="" type="checkbox"/> LV Latvia _____ | <input checked="" type="checkbox"/> TR Turkey _____ |
| <input checked="" type="checkbox"/> CU Cuba _____ | <input checked="" type="checkbox"/> MA Morocco _____ | <input checked="" type="checkbox"/> TT Trinidad and Tobago _____ |
| <input checked="" type="checkbox"/> CZ Czech Republic _____ | <input checked="" type="checkbox"/> MD Republic of Moldova _____ | _____ |
| <input checked="" type="checkbox"/> DE Germany _____ | _____ | <input checked="" type="checkbox"/> TZ United Republic of Tanzania _____ |
| <input checked="" type="checkbox"/> DK Denmark _____ | <input checked="" type="checkbox"/> MG Madagascar _____ | <input checked="" type="checkbox"/> UA Ukraine _____ |
| <input checked="" type="checkbox"/> DM Dominica _____ | <input checked="" type="checkbox"/> MK The former Yugoslav Republic of Macedonia _____ | <input checked="" type="checkbox"/> UG Uganda _____ |
| <input checked="" type="checkbox"/> DZ Algeria _____ | _____ | <input checked="" type="checkbox"/> US United States of America _____ |
| <input checked="" type="checkbox"/> EC Ecuador _____ | <input checked="" type="checkbox"/> MN Mongolia _____ | _____ |
| <input checked="" type="checkbox"/> EE Estonia _____ | <input checked="" type="checkbox"/> MW Malawi _____ | <input checked="" type="checkbox"/> UZ Uzbekistan _____ |
| <input checked="" type="checkbox"/> ES Spain _____ | <input checked="" type="checkbox"/> MX Mexico _____ | <input checked="" type="checkbox"/> VC Saint Vincent and the Grenadines _____ |
| <input checked="" type="checkbox"/> FI Finland _____ | <input checked="" type="checkbox"/> MZ Mozambique _____ | <input checked="" type="checkbox"/> VN Viet Nam _____ |
| <input checked="" type="checkbox"/> GB United Kingdom _____ | <input checked="" type="checkbox"/> NI Nicaragua _____ | <input checked="" type="checkbox"/> YU Serbia and Montenegro _____ |
| <input checked="" type="checkbox"/> GD Grenada _____ | <input checked="" type="checkbox"/> NO Norway _____ | <input checked="" type="checkbox"/> ZA South Africa _____ |
| <input checked="" type="checkbox"/> GE Georgia _____ | <input checked="" type="checkbox"/> NZ New Zealand _____ | <input checked="" type="checkbox"/> ZM Zambia _____ |
| <input checked="" type="checkbox"/> GH Ghana _____ | _____ | <input checked="" type="checkbox"/> ZW Zimbabwe _____ |
| <input checked="" type="checkbox"/> GM Gambia _____ | _____ | _____ |

Check-boxes reserved for designating States which have become party to the PCT after issuance of this sheet:

- ☒ any other designated country _____ ☐ _____ ☐ _____

Precautionary Designation Statement: In addition to the designations made above, the applicant also makes under Rule 4.9(b) all other designations which would be permitted under the PCT except the designation(s) indicated in the Supplemental Box as being excluded from the scope of this statement. The applicant declares that those additional designations are subject to confirmation and that any designation which is not confirmed before the expiration of 15 months from the priority date is to be regarded as withdrawn by the applicant at the expiration of that time limit. (Confirmation (including fees) must reach the receiving Office within the 15-month time limit.)

Box No. VI PRIORITY CLAIM

The priority of the following earlier application(s) is hereby claimed:

Filing date of earlier application (day/month/year)	Number of earlier application	Where earlier application is:		
		national application: country or Member of WTO	regional application: * regional Office	international application: receiving Office
item (1) 17 September 2002	0211485	FR		
item (2)				
item (3)				
item (4)				
item (5)				

☐ Further priority claims are indicated in the Supplemental Box.

The receiving Office is requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) (only if the earlier application was filed with the Office which for the purposes of this international application is the receiving Office) identified above as:

☐ all items
 ☒ item (1)
 ☐ item (2)
 ☐ item (3)
 ☐ item (4)
 ☐ item (5)
 ☐ other, see Supplemental Box

*Where the earlier application is an ARIPO application, indicate at least one country party to the Paris Convention for the Protection of Industrial Property or one Member of the World Trade Organization for which that earlier application was filed (Rule 4.10(b)(ii)):

Box No. VII INTERNATIONAL SEARCHING AUTHORITY

Choice of International Searching Authority (ISA) (if two or more International Searching Authorities are competent to carry out the international search, indicate the Authority chosen; the two-letter code may be used):

ISA /EP.....

Request to use results of earlier search; reference to that search (if an earlier search has been carried out by or requested from the International Searching Authority):

Date (day/month/year)	Number	Country (or regional Office)
17 September 2002	0211485	France

Box No. VIII DECLARATIONS

The following declarations are contained in Boxes Nos. VIII (i) to (v) (mark the applicable check-boxes below and indicate in the right column the number of each type of declaration):

		Number of declarations
<input type="checkbox"/> Box No. VIII (i)	Declaration as to the identity of the inventor	:
<input type="checkbox"/> Box No. VIII (ii)	Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent	:
<input type="checkbox"/> Box No. VIII (iii)	Declaration as to the applicant's entitlement, as at the international filing date, to claim the priority of the earlier application	:
<input checked="" type="checkbox"/> Box No. VIII (iv)	Declaration of inventorship (only for the purposes of the designation of the United States of America)	: 1
<input type="checkbox"/> Box No. VIII (v)	Declaration as to non-prejudicial disclosures or exceptions to lack of novelty:	:

Box No. VIII (iv) DECLARATION: INVENTORSHIP (only for the purposes of the designation of the United States of America)

The declaration must conform to the following standardized wording provided for in Section 214; see Notes to Boxes Nos. VIII, VIII (i) to (v) (in general) and the specific Notes to Box No. VIII (iv). If this Box is not used, this sheet should not be included in the request.

**Declaration of inventorship (Rules 4.17(iv) and 51bis.1(a)(iv))
for the purposes of the designation of the United States of America:**

I hereby declare that I believe I am the original, first and sole (if only one inventor is listed below) or joint (if more than one inventor is listed below) inventor of the subject matter which is claimed and for which a patent is sought.

This declaration is directed to the international application of which it forms a part (if filing declaration with application).

This declaration is directed to international application No. PCT/..... (if furnishing declaration pursuant to Rule 26ter).

I hereby declare that my residence, mailing address, and citizenship are as stated next to my name.

I hereby state that I have reviewed and understand the contents of the above-identified international application, including the claims of said application. I have identified in the request of said application, in compliance with PCT Rule 4.10, any claim to foreign priority, and I have identified below, under the heading "Prior Applications," by application number, country or Member of the World Trade Organization, day, month and year of filing, any application for a patent or inventor's certificate filed in a country other than the United States of America, including any PCT international application designating at least one country other than the United States of America, having a filing date before that of the application on which foreign priority is claimed.

Prior Applications French Patent Application FR02/11485, filed September 17, 2002

I hereby acknowledge the duty to disclose information that is known by me to be material to patentability as defined by 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the PCT international filing date of the continuation-in-part application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: LETOURNEUR Odile

Residence: 6 allée Buffon

(city and either US state, if applicable, or country)

Mailing Address: 69110 SAINTE FOY LES LYIN

FRANCE

Citizenship: French

Inventor's Signature:

(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date: September 5, 2003

(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)

Name:

Residence:

(city and either US state, if applicable, or country)

Mailing Address:

Citizenship:

Inventor's Signature:

(if not contained in the request, or if declaration is corrected or added under Rule 26ter after the filing of the international application. The signature must be that of the inventor, not that of the agent)

Date:

(of signature which is not contained in the request, or of the declaration that is corrected or added under Rule 26ter after the filing of the international application)



This declaration is continued on the following sheet, "Continuation of Box No. VIII (iv)".

Box No. IX CHECK LIST; LANGUAGE OF FILING

<p>This international application contains:</p> <p>(a) in paper form, the following number of sheets:</p> <p>request (including declaration sheets) : 5</p> <p>description (excluding sequence listings and/or tables related thereto) : 24</p> <p>claims : 3</p> <p>abstract : 1</p> <p>drawings : _____</p> <p>Sub-total number of sheets : 33</p> <p>sequence listings : 17</p> <p>tables related thereto : _____</p> <p><i>(for both, actual number of sheets if filed in paper form, whether or not also filed in computer readable form; see (c) below)</i> : _____</p> <p>Total number of sheets : 50</p> <p>(b) <input type="checkbox"/> only in computer readable form (Section 801(a)(i))</p> <p>(i) <input type="checkbox"/> sequence listings</p> <p>(ii) <input type="checkbox"/> tables related thereto</p> <p>(c) <input checked="" type="checkbox"/> also in computer readable form (Section 801(a)(ii))</p> <p>(i) <input checked="" type="checkbox"/> sequence listings</p> <p>(ii) <input type="checkbox"/> tables related thereto</p> <p>Type and number of carriers (diskette, CD-ROM, CD-R or other) on which are contained the</p> <p><input checked="" type="checkbox"/> sequence listings: diskette</p> <p><input type="checkbox"/> tables related thereto _____</p> <p><i>(additional copies to be indicated under item 9(ii), in right column)</i></p>	<p>This international application is accompanied by the following item(s) (mark the applicable check-boxes below and indicate in right column the number of each item):</p> <table style="width: 100%;"> <tr> <td style="width: 5%;">1.</td> <td style="width: 85%;"><input checked="" type="checkbox"/> fee calculation sheet</td> <td style="width: 10%; text-align: right;">: 1</td> </tr> <tr> <td>2.</td> <td><input checked="" type="checkbox"/> original separate power of attorney</td> <td style="text-align: right;">: 1</td> </tr> <tr> <td>3.</td> <td><input type="checkbox"/> original general power of attorney</td> <td style="text-align: right;">:</td> </tr> <tr> <td>4.</td> <td><input checked="" type="checkbox"/> copy of general power of attorney; reference number, if any: PG.10870</td> <td style="text-align: right;">: 1</td> </tr> <tr> <td>5.</td> <td><input type="checkbox"/> statement explaining lack of signature</td> <td style="text-align: right;">:</td> </tr> <tr> <td>6.</td> <td><input type="checkbox"/> priority document(s) identified in Box No. VI as item(s): _____</td> <td style="text-align: right;">:</td> </tr> <tr> <td>7.</td> <td><input type="checkbox"/> translation of international application into (language): _____</td> <td style="text-align: right;">:</td> </tr> <tr> <td>8.</td> <td><input type="checkbox"/> separate indications concerning deposited microorganism or other biological material</td> <td style="text-align: right;">:</td> </tr> <tr> <td>9.</td> <td><input checked="" type="checkbox"/> sequence listing in computer readable form (indicate type and number of carriers)</td> <td style="text-align: right;">:</td> </tr> <tr> <td></td> <td>(i) <input type="checkbox"/> copy submitted for the purposes of international search under Rule 13ter only (and not as part of the international application)</td> <td style="text-align: right;">:</td> </tr> <tr> <td></td> <td>(ii) <input type="checkbox"/> (only where check-box (b)(i) or (c)(i) is marked in left column) additional copies including, where applicable, the copy for the purposes of international search under Rule 13ter</td> <td style="text-align: right;">:</td> </tr> <tr> <td></td> <td>(iii) <input checked="" type="checkbox"/> together with relevant statement as to the identity of the copy or copies with the sequence listings mentioned in left column</td> <td style="text-align: right;">: 1</td> </tr> <tr> <td>10.</td> <td><input type="checkbox"/> tables in computer readable form related to sequence listings (indicate type and number of carriers)</td> <td style="text-align: right;">:</td> </tr> <tr> <td></td> <td>(i) <input type="checkbox"/> copy submitted for the purposes of international search under Section 802(b-quater) only (and not as part of the international application)</td> <td style="text-align: right;">:</td> </tr> <tr> <td></td> <td>(ii) <input type="checkbox"/> (only where check-box (b)(ii) or (c)(ii) is marked in left column) additional copies including, where applicable, the copy for the purposes of international search under Section 802(b-quater)</td> <td style="text-align: right;">:</td> </tr> <tr> <td></td> <td>(iii) <input type="checkbox"/> together with relevant statement as to the identity of the copy or copies with the tables mentioned in left column</td> <td style="text-align: right;">:</td> </tr> <tr> <td>11.</td> <td><input type="checkbox"/> other (specify): _____</td> <td style="text-align: right;">:</td> </tr> </table>	1.	<input checked="" type="checkbox"/> fee calculation sheet	: 1	2.	<input checked="" type="checkbox"/> original separate power of attorney	: 1	3.	<input type="checkbox"/> original general power of attorney	:	4.	<input checked="" type="checkbox"/> copy of general power of attorney; reference number, if any: PG.10870	: 1	5.	<input type="checkbox"/> statement explaining lack of signature	:	6.	<input type="checkbox"/> priority document(s) identified in Box No. VI as item(s): _____	:	7.	<input type="checkbox"/> translation of international application into (language): _____	:	8.	<input type="checkbox"/> separate indications concerning deposited microorganism or other biological material	:	9.	<input checked="" type="checkbox"/> sequence listing in computer readable form (indicate type and number of carriers)	:		(i) <input type="checkbox"/> copy submitted for the purposes of international search under Rule 13ter only (and not as part of the international application)	:		(ii) <input type="checkbox"/> (only where check-box (b)(i) or (c)(i) is marked in left column) additional copies including, where applicable, the copy for the purposes of international search under Rule 13ter	:		(iii) <input checked="" type="checkbox"/> together with relevant statement as to the identity of the copy or copies with the sequence listings mentioned in left column	: 1	10.	<input type="checkbox"/> tables in computer readable form related to sequence listings (indicate type and number of carriers)	:		(i) <input type="checkbox"/> copy submitted for the purposes of international search under Section 802(b-quater) only (and not as part of the international application)	:		(ii) <input type="checkbox"/> (only where check-box (b)(ii) or (c)(ii) is marked in left column) additional copies including, where applicable, the copy for the purposes of international search under Section 802(b-quater)	:		(iii) <input type="checkbox"/> together with relevant statement as to the identity of the copy or copies with the tables mentioned in left column	:	11.	<input type="checkbox"/> other (specify): _____	:	<p>Number of items</p>
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<p>Figure of the drawings which should accompany the abstract:</p>	<p>Language of filing of the international application: French</p>																																																				
<p>Box No. X SIGNATURE OF APPLICANT, AGENT OR COMMON REPRESENTATIVE</p> <p><i>Next to each signature, indicate the name of the person signing and the capacity in which the person signs (if such capacity is not obvious from reading the request).</i></p> <p>Marcy l'Etoile on September 12, 2003</p> <p>Frédérique DENJEAN</p>																																																					

For receiving Office use only

1. Date of actual receipt of the purported international application:		2. Drawings:
3. Corrected date of actual receipt due to later but timely received papers or drawings completing the purported international application:		<input type="checkbox"/> received:
4. Date of timely receipt of the required corrections under PCT Article 11(2):		<input type="checkbox"/> not received:
5. International Searching Authority (if two or more are competent): ISA /	6. <input type="checkbox"/> Transmittal of search copy delayed until search fee is paid	

For International Bureau use only

Date of receipt of the record copy by the International Bureau:
